(4)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATTISGARH)

W.P.NO. 864 /2002.

PETITIONER : Chandan Singh Son of Charku Singh , Sarpunch of Gram Panchyat-Thengadand under Janpad, Panchyat,Marwalu,Distt. Bilaspur.

VERSUS

RESPONDENTS :

1. State of Chhattisgarh , Through Secretary, Panchyat and Rural Development Department, Mantralaya D.K.S,Bhawan,Raipur(C.G).

2. Collector Pendra Road, Distt.Pendra Road.

3. The Sub-Divisional Officer (Competent Authority) Pendra Road.

4. Gram Panchyat Thengadand, Distt. Pendra Road, Through its acting Sarpunch.

P. R. No. 866/2
Presented by Shri A.R.Kumre
dated 29-04-02

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR THE ISSUANCE OF WRIT IN THE NATURE OF MANDAMUS, CERTIORARI, PROHABITION AND FOR OTHER SUITABLE WRIT OR WRITS ,ORDER OR ORBERS, DIRECTION OR DIRECTIONS.

XII-HC-22

(42)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.NO.864/2002 सन् 200

विरुद्ध

अधी. का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

12.08.2002

Shri J.S.Baraik, counsel for the petitioner.

Shri Sanjay K. Agrawal, Dy. Advocate General for the State.

Heard.

In view of the admitted position that against the order of removal under Section 40 of the Panchayat Raj Adhiniyam, 1993, an appeal has been preferred by the petitioner, which is pending, the Court declines to entertain this petition at this stage. However, the Appellate Authority will do well to dispose of the appeal on its own merit on or before 21.10.2002.

After recording the above order, learned counsel for the petitioner pointed out that in the newly created district of Bilaspur, the Appellate Authority is non-functional. This of course is a matter, which needs to be looked into, by the State Government without any further delay. However, it is stated by learned State counsel that the Collector, Bilaspur is In-charge of the newly created district. Accordingly, in case the Appellate Authority is non-functional, the Collector, Bilaspur shall take up the matter with the State for constituting/notifying the said Authority promptly.

Accordingly, the petition stands disposed of. Consequently, I.A.No.2584/2002 stands disposed of.

Certified copy as per rules.

Sd/-
P.C NAIK
Judge

[पीछे देखिये